

IC 3-6-5.2

Chapter 5.2. Combined County Election Board and Board of Registration

IC 3-6-5.2-1

Applicability of chapter

Sec. 1. This chapter applies to a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

As added by P.L.3-1993, SEC.16.

IC 3-6-5.2-2

"Board" defined

Sec. 2. As used in this chapter, "board" refers to the board of elections and registration established by section 3 of this chapter.

As added by P.L.3-1993, SEC.16. Amended by P.L.176-1999, SEC.4.

IC 3-6-5.2-3

Name of board

Sec. 3. The board of elections and registration is established and shall be known as the _____ (name of county) board of elections and registration.

As added by P.L.3-1993, SEC.16. Amended by P.L.176-1999, SEC.5.

IC 3-6-5.2-4

Membership of board

Sec. 4. The combined board is comprised of the following five (5) members:

- (1) The county chairmen of the major political parties of the county shall each appoint two (2) members of the board. Members of the board appointed under this subdivision must be voters of the county and serve a term of two (2) years or until their successors are appointed.
- (2) The circuit court clerk, who is an ex officio member of the board.

As added by P.L.3-1993, SEC.16.

IC 3-6-5.2-4.5

Candidates for office as members of board or proxies of record; circuit court clerk as member of candidate's committee

Sec. 4.5. (a) A person who is a candidate for elected office or a member of a candidate's committee may not be appointed as a member of the board.

(b) If an appointed member becomes a:

- (1) candidate for elected office; or
- (2) member of a candidate's committee;

the member may not continue to serve on the board.

(c) An appointed member may not hold elected office while a member of the board.

(d) The circuit court clerk may not be a member of a candidate's

committee other than the clerk's own candidate's committee.
As added by P.L.9-2004, SEC.3. Amended by P.L.230-2005, SEC.9.

IC 3-6-5.2-5

Compensation

Sec. 5. Each member of the board shall be paid an annual salary of not less than ten thousand dollars (\$10,000). The salaries of the board members shall be fixed in the manner prescribed by IC 36-2-5 or IC 36-3-6 and paid out of the county general fund in accordance with IC 3-5-3-1 as other election expenses are paid.

As added by P.L.3-1993, SEC.16. Amended by P.L.176-1999, SEC.6.

IC 3-6-5.2-6

Powers of board; duties of director

Sec. 6. (a) The board has all of the powers and duties given in this title (and powers and duties concerning elections or voter registration given in other titles of the Indiana Code) to the following:

- (1) The county election board.
- (2) The board of registration.
- (3) The circuit court clerk.
- (4) The county executive.

(b) The director appointed under section 7 of this chapter shall perform all the duties of the circuit court clerk under this title and perform the election or voter registration duties of the circuit court clerk under other titles of the Indiana Code. The board shall perform all the duties of the county executive under this title and perform the election duties of the county executive under other titles of the Indiana Code.

As added by P.L.3-1993, SEC.16. Amended by P.L.13-1995, SEC.1; P.L.176-1999, SEC.7; P.L.26-2000, SEC.3.

IC 3-6-5.2-7

Director

Sec. 7. (a) The board may vest day to day operations in a director of the board and in an assistant director of the board.

(b) The director of the board is appointed by the county chairman of the political party whose nominee received the highest number of votes in the county for secretary of state in the last election.

(c) The assistant director of the board is appointed by the county chairman of the political party whose nominee received the second highest number of votes in the county for secretary of state in the last election.

(d) The assistant director shall receive an annual salary of not less than two thousand dollars (\$2,000) less than the salary of the director.

(e) The board shall establish the number and compensation of the employees of the board. The county chairman of each of the major political parties in the county shall appoint one-half (1/2) of the board employees. The director, the assistant director, and the board employees serve at the pleasure of their respective appointing

authorities.

As added by P.L.3-1993, SEC.16. Amended by P.L.176-1999, SEC.8.

IC 3-6-5.2-8

Attorney to provide legal services to board

Sec. 8. The board may, by a vote of a majority of the members of the board, hire attorneys to provide legal services for the board, as determined by the board.

As added by P.L.176-1999, SEC.9. Amended by P.L.230-2005, SEC.10.

IC 3-6-5.2-9

Appeal of board decision; time to file

Sec. 9. Except as expressly provided by statute, an appeal may be taken from a decision of the board to the circuit court. An appeal taken under this section must be filed not later than thirty (30) days after the board makes the decision subject to the appeal.

As added by P.L.230-2005, SEC.11.